App. F. IX-4

1940

193 .

( )

Legi.

PRESERVED

File No. 20-40

Serial Nos. 1-2

Previous References

Later References.

(16)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Two only

Part B for October 1940.

SUBJECT.

War risks (goods) Insurance Ordinance 1940.

WD 0573—GPB—22,500—12-9-39

B.B. Rawlins
22.10.40.

Serial No.

Ordinance in Bombay Gazette IV-C: 29.8.40. Rule in do abn.

Item
The Secretary to the Hon'ble the Resident
D.O. 89-40/W dated 26th September 1940
on the subject of introduction in some of legislation on the lines of the War Risks (Goods) Insurance Ordinance, 1940.

It is stated that the scheme of war risks (goods) insurance is proposed to be put into force in British India from 1st October 1940 and compulsory insurance from 1st November 1940. Information is wanted as to whether this Government is willing to introduce similar legislation and if so whether we would prefer the Govt. of India to receive the premia and carry the risks.

The States are requested to make their decision in consideration not merely of local interests but also of the wider interests of India as a whole.

The scheme of the Act is shortly as follows:-

Government will be the insurer. Only specified goods will be insurable. Insurance is against "war risks" which has been defined in the Rules as the risks of loss or damage-

(a) caused by -
  (i) the discharge of any missile (including liquids and gas) or
  (ii) the use of any weapon, explosive or other noxious thing; or
  (iii) the doing of any other injurious act;
either by the enemy or in combating the enemy or repelling an imagined attack by the enemy; or
(b) caused by the impact on any property of any enemy aircraft, or any aircraft belonging to, or held by any person on behalf of, or for the benefit of, His Majesty or any allied power, or any part of, or anything dropped from, any such aircraft.

As from the 1st November 1940, any person carrying on the business of a seller of goods (insurable goods) must insure the whole of his goods under the scheme for the full value if the

NOTE—Contn. Sheet.

value of such goods within one and the same residency exceeds 20,000/. The maximum period of validity of a policy is three months.

Decisions on the following points may perhaps be relevant in coming to a decision on the ~~questions~~ points raised ~~sent~~ by the Residency:-

1. The imminence or probability of risk in Mysore of the kind specified in the Rules as "war risks".

2. The number of sellers of goods in Mysore who own property of an insurable kind worth 20,000/ or over.

Looked at from this point of view, the need for such a compulsory insurance scheme in Mysore does not appear to be either urgent or even necessary.

The Financial Secretariat may also be perhaps, consulted.

Submitted for orders with the British Indian Ordinance and Rules. The Residency request a reply by 10th October for favour of remarks.

Flag P

Flag R.

Sec 25/9/40

Law Secy & Fin Secy Dft complete

9/10/40

28 SEP. 194 GOVT OF MYSORE

Goods ~~&~~ are shipped from Britain etc to Mysore. If no Residency risks are introduced in the State, then the objects with which the Govt are ~~not~~ concerned about passing through British India would be frustrated. But if the value of the goods transhipped exceed Rs 20,000/- in value, then the Scheme ought to be introduced in Mysore also. The Chambers of Commerce may

207?

Serial No.

also be consulted in the matter.

Law Secretary) 3 11/10/40

2725 11/10

This is a war measure and perhaps we may have to adopt it. But the Govt Insurance does not deal with this kind of insurance. It is for consideration whether the Government would prefer the Government of India to carry on the scheme. If this system be introduced as an additional activity of the Insurance Branch, it may be the beginning of a new line of insurance business.

Hin 12/10/40

Fin Secy) 3 14/10

1498

15

Telegram 15.10.40 from Residency for expediting reply.

So far as Mysore is concerned, there is very little risk and there seems to be no real need for introducing similar legislation in Mysore, particularly when the risk is transit from Bombay and unnecessary taxation of our people has to be avoided as far as possible. We may perhaps inform the Residency that the Government of Mysore do not intend to introduce similar legislation at present. We may review the position after some months -- say, somewhere about January or February next.

AS 16.10.40

MS 16/10

for Member + Dewan) MS 16/10/40

NOTE—Contn. Sheet.

A draft reply is submitted MS 16-10-40

MS 16/10

approved. MS 16/10

MS 16/10/40

War Risks (Insurance) Insurance Ordinance

File No.	of 194 .	General and Revenue Secretariat
		Serial No.

Govt 1743/CB Dated 16th October 1940 & Nil
Residency

B

Serial No.

also be consulted in the matter.

Law Secretary) 3
11/10/40

2795
11/10

This is a war measure and perhaps we may have to adopt it. But the Govt Insurance does not deal with this kind of insurance. It is for consideration whether the Government could prefer the Government of India to carry on the scheme. If this system be introduced as an additional activity of the Insurance Branch, it may be the beginning of a new line of insurance business.

Hm
12/10/40

Fin Secy)

3
14/10

1198

U.O.N. 1515

So far as Mysore is concerned, there is very little risk and there seems to be no real need for introducing similar legislation in Mysore, and unnecessary taxation of our people has to be avoided as far as possible. We may perhaps inform the Residency that the Government of Mysore do not intend to introduce similar legislation at present. We may review the position after some months -- say, somewhere about January or February next.

Telegram 2115, 10.40 from Residency for expediting reply.

16.10.40

MS 16/10

For Member & Dewan)

MS 16/10/40

NOTE—Contn. Sheet.

A draft U/S is submitted
16.10.40

16-10-40 MS 16/10

approved

MS 16/10

MS 16/10/40

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

No. F.89-40/W

2078 340 P

Legis 20-40-1

FROM

THE SECRETARY TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore, Bangalore.

Dated Bangalore, the 26th September *194* 0.

SIR,

I am directed to invite attention to the War Risks (Goods) Insurance Ordinance, 1940, and the Rules thereunder, published in the Gazette of India, Extraordinary, dated the 26th August 1940, and to say that the intention is to introduce the scheme in British India from 1st October 1940 and to make insurance compulsory from the 1st November 1940. Unless the scheme is extended to the Indian States, the insurance will not apply to goods which though insured in British India are transferred into a State or are in transit across a State.

2. I request you kindly to state urgently whether the Government of Mysore would be willing to introduce legislation on the lines of the Ordinance and if so whether they would prefer that the Government of India should receive the premia and carry the risk instead of the States themselves doing so.

3. The Government of India are not prepared to extend their scheme to the States unless there is a fairly general desire on the part of the States to participate. The States will thus be in a position to appreciate the fact that their decision should be taken in consideration not merely of their own local interests but also of the wider interests of India as a whole including the States.

4. I am to request that the reply of the Government of Mysore may kindly be communicated to this Residency in triplicate by the 10th October 1940 at latest.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

VN.

1201
C3.

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

VERY URGENT.

No.F.89-40/W.

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore, Bangalore.

C3. (Law) Expedite. 11/5 12/10

Dated Bangalore, the 11/14 October *194* 0.

War Risks (Goods) Insurance Ordinance, 1940.

SIR,

I am directed to refer to my letter No.F.89-40/W, dated the 26th September 1940, and to request the favour of a very early reply.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

VN

2409/40
P 940

C. INDIAN POSTS AND TELEGRAPHS DEPARTMENT

NOTICE

This form must accompany any inquiry made respecting this Telegram.

Charges to pay.

Rs.	As.

Office Stamp.

15 OCT 40

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Bangalore	15	16	35		25

Recd. here at 16 H. 4 M.

TO

Chief Secretary Mysore Govt
Mysore

140 My letter ~~dated~~ F. 52-40/W
dated twentysixth 8-pr war risks
goods insurance ordinance please expedite
reply — Secretary Resident Mysore

N. B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons, Printers, Calcutta—2933 (B-255)—24-1-40—80,000 Bks.

1743/C.B 0 16th Octr. 40

To

The Secretary to the Resident.

Sir,

War risks (Goods) Insurance Ordinance

With reference to your letter No. F.89-40/W. dated 26th Septr. 1940, enquiring whether the Government of Mysore are willing to introduce legislation on the lines of the above Ordinance, I am directed to state that Government do not consider that the present circumstances in Mysore warrant the introduction of such a measure immediately. They will, however, review the position some time later and reconsider the question of enactment of such legislation if conditions warrant it.

I have &c.,

16/10

CHIEF SECRETARY.

2353 P 40

Pol. 675

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
B a n g a l o r e.

MEMORANDUM No. F.89-40/W.

Dated Bangalore, the 10 October *194* 0.

War Risks (Goods) Insurance
Ordinance, 1940.

Reference my letter No.F.89-40/W, dated the 4th October 1940.

2. Attention is invited to notifications by the Government of India in the Commerce Department Nos.15-W.R.I/40 and 14-W.R.I./40, dated the 1st October 1940 published in the Extraordinary Gazette of India/of the same date.

for SECRETARY ~~TO~~ THE RESIDENT.

VN

Pol. 726 12 578 CB

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

CP 19/10

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
B a n g a l o r e.

MEMORANDUM No. F.89-40/W.

Dated Bangalore, the 17th October *1940.*

War Risks (Goods) Insurance Ordinance, 1940.

Reference my memorandum No. F.89-40/W, dated the 10th October 1940.

2. Attention is invited to notification by the Government of India in the C o m m e r c e Department No. 12-W.R.I/40, dated the 21st September /940 published in the Gazette of India (~~Extraordinary~~) dated the 21st September 1940.

for *Secretary to the Resident.*

Col 772

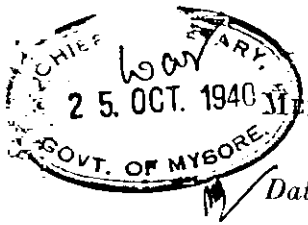
FROM

THE SECRETARY

TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.



MEMORANDUM No. F.89-40/W.

Dated Bangalore, the 24th October *1940.*

War Risks (Goods) Insurance Ordinance, 1940.

Reference my ~~memorandum~~ letter No. F.89-40/W, dated the 3rd October 1940.

2. Attention is invited to notification by the Government of India in the Commerce Department No. 13-W.R.I/40, dated the 21st September 1940 published in the Gazette of India ~~(Extraordinary)~~ dated the 21st September 1940.

for *Secretary to the Resident.*

KRly

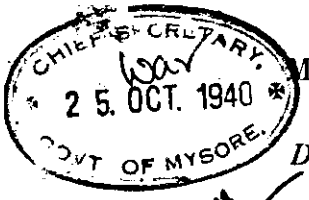
Rd 774

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.



MEMORANDUM No.F.89-40/W.

Dated Bangalore, the 25th October *1940.*

War Risks (Goods) Insurance Ordinance, 1940.

Reference my memorandum No. F.89-40/W, dated the 24th October 1940.

2. Attention is invited to notification by the Government of India in the Commerce Department Nos.14-W.R. I./40 & 15-W.R.I/40 dated the 1st October 1940 published in the Gazette of India (Extraordinary) dated the 1st October 1940.

for *Secretary to the Resident.*

1438

Office of H.H. the Chancellor Chamber of Princes.

CONFIDENTIAL.

Circular No:103.

Council House,
New-Delhi,
23rd October, 1940.

Subject: War risk (goods) Insurance Ordinance, 1940.

P. 690

Dear Sir,

It is proposed to include the question of application to the States the War risk (goods) Insurance Order, 1940, in the agenda of the forthcoming meeting of the Committee of Ministers. In this connection, I am desired to request you to favour me by the 25th November, 1940, with your views on the proposal, and any information on this subject concerning your State which you may desire particularly to be brought to the notice of the Committee of Ministers.

Yours sincerely,
MAQBOOL MAHMOOD,
Secretary
to H.H. the Chancellor,
Chamber of Princes.

Submitted to Chief Secy to Govt
Secretary
29/10/40
Private Secy to Hon'ble Minister
29:X.40.
Capt Macnaghten
CB.

1428

Office of H.H. the Chancellor, Chamber of Princes.

CONFIDENTIAL.

Circular No:103.

Council House,
New-Delhi,
23rd October, 1940.

Subject: War risk (goods) Insurance Ordinance, 1940.

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Yours sincerely,
MAQBOOL MAHMOOD,
Secretary
to H.H. the Chancellor,
Chamber of Princes.

Secretary to Chief Secretary Govt
Bombay
29/10/40
Private Secretary
29:X.40
Asst Manager

Serial No.

The file relating to the application of the War Risks (Goods) Indurance Ordinance to Mysore is put up. It has been decided therein that the present circumstance in Mysore do not warrant the introduction of the measure immediately but that the position will be reviewed sometime later.

No reply need perhaps be sent to the Chamber of Princes.

Submitted for orders.

2-11-40.

Chief Secy)

5/11

No.

5/11/40

6/11

5. NOV. 1940 GOVT. OF MYSORE.

NOTE—Contn. Sheet.

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

2256/40
P
Pol. 640

No. F.89-40/W.

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

C/3

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore, Bangalore.

Dated Bangalore, the 4th October *194* 0

War Risks (Goods) Insurance Ordinance, 1940.

SIR,

In continuation of my letter No.F.89-40/W, dated the 3rd October 1940, I am directed to draw attention to the notification by the Government of India, Department of Commerce No.4-W.R.I./40, dated the 7th September 1940.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

VN